



JPW

PATENT
Customer No. 22,852
Attorney Docket No. 09404.0008-05

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:)
)
Jacques DUBOIS *et al.*) Group Art Unit: To be assigned
)
Application No.: 10/767,705) Examiner: To be assigned
)
Filed: January 29, 2004)
)
For: METHODS OF USE OF)
FLUOROQUINOLONE)
COMPOUNDS AGAINST)
MAXILLARY SINUS)
PATHOGENIC BACTERIA)

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. § 1.97(b)

Pursuant to 37 C.F.R. §§ 1.56 and 1.97(b), Applicants bring to the attention of the Examiner the documents listed on the attached PTO 1449. To the undersigned's knowledge, this Information Disclosure Statement is being filed before the mailing date of a first Office Action on the merits for this application. Because this application was filed after June 30, 2003, and the listed documents are patents, copies of the listed documents are not provided. See 1273 Off. Gaz. Pat. Office 55 (Aug. 5, 2003). Applicants respectfully request that the Examiner consider the listed documents and indicate that they were considered by making appropriate notations on the attached form.

This submission does not represent that a search has been made or that no better art exists and does not constitute an admission that each or all of the listed documents are material or constitute "prior art." If the Examiner applies any of the documents as prior art against any claim in the application and applicant determines that the cited documents do not constitute "prior art" under United States law, applicant reserves the right to present to the office the relevant facts and law regarding the appropriate status of such documents.


Applicant further reserves the right to take appropriate action to establish the patentability of the disclosed invention over the listed documents, should one or more of the documents be applied against the claims of the present application.

If there is any fee due in connection with the filing of this Statement, please charge the fee to our Deposit Account No. 06-0916.

Respectfully submitted,

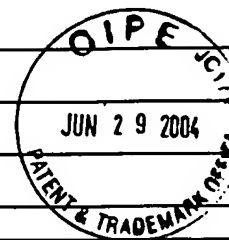
FINNEGAN, HENDERSON, FARABOW,
GARRETT & DUNNER, L.L.P.

Dated: June 29, 2004

By: 
Steven P. O'Connor
Reg. No. 41,225

INFORMATION DISCLOSURE CITATION

Atty. Docket No.	09404.0008-05	Appln. No.	10/767,705
Applicant	Jacques DUBOIS <i>et al.</i>		
Filing Date	January 29, 2004	Group:	Unknown



U.S. PATENT DOCUMENTS

Examiner Initial*	Document Number	Issue Date	Name	Class	Sub Class	Filing Date If Appropriate
	6,331,550	12/18/2001	Citron et al.	514	312	
	6,340,689	1/22/2002	Dubois et al.	514	300	

FOREIGN PATENT DOCUMENTS

Document Number	Publication Date	Country	Class	Sub Class	Translation Yes or No

OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)

Examiner	Date Considered
<p>*Examiner: Initial if reference considered, whether or not citation is in conformance with MPEP 609; draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.</p>	
Form PTO 1449	Patent and Trademark Office - U.S. Department of Commerce